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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)	Case No. CR 19-392 JSW
)	
14 Plaintiff,)	STIPULATION TO VACATE STATUS
)	CONFERENCE AND [PROPOSED] ORDER
15 v.)	
)	
16 MATTHEW JAMAIL SEWELL,)	
)	
17 Defendant.)	
)	
18 _____)	

19 **STIPULATION**

20 WHEREAS, on May 19, 2020, following a telephonic status conference, the Court issued a
21 minute order directing the parties to submit a stipulation and proposed order vacating the June 16, 2020
22 status conference and setting the matter for a change of plea hearing;

23 WHEREAS, the parties have conferred and respectfully request the Court vacate the June 16,
24 2020, status conference and set a change of plea hearing for June 23, 2020, or the next convenient date
25 for the Court;

26 WHEREAS, the parties agree that the time between June 16, 2020, and June 23, 2020, should be
27 excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B), and that the

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STIPULATION AND [PROPOSED] ORDER
CASE NO. CR 19-392 JSW

ends of justice are served by granting an extension of time and that an exclusion of time outweighs the best interests of the public and the defendant in a speedy trial, *see* 18 U.S.C. § 3161(h)(7)(A);

THEREFORE, the parties stipulate and agree the Court shall enter the proposed order below.

IT IS SO STIPULATED.

DATED: May 25, 2020

DAVID L. ANDERSON
United States Attorney

/s/

ROBERT S. LEACH
Assistant United States Attorney

DATED: May 25, 2020

COOPER, COOPER & MORRIS

/s/

COLIN L. COOPER
Attorney for Defendant Matthew Sewell

[PROPOSED] ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court, and for good cause shown, the Court orders that the status conference, currently scheduled for June 16, 2020, at 1 p.m., is VACATED. The Court schedules a change of plea hearing for June 23, 2020, at 1 p.m. The Court finds that failing to exclude the time from June 16, 2020, to June 23, 2020, would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from June 16, 2020, to June 23, 2020, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from June 16, 2020, to June 23, 2020, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: _____

THE HONORABLE JEFFREY S. WHITE
United States District Judge